IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

WEDNESDAY, THE 11TH JULY 2007 / 20TH ASHADHA 1929

WP(C).No. 21371 of 2007(T)

PETITIONER:

K.S.RAMA WARRIER, AGED 61 YEARS,
ADVOCATE, S/O.LATE RAMA WARRIER,
C.C.39/1879, KARUKAPPILLY WARRIATH,
WARRIAM ROAD, ERNAKULAM, KOCHI - 16.

BY ADV. SRI.P.SHRIHARI
SMT.P.VANI

RESPONDENTS:

1. THE DEPUTY DIRECTOR,
SURVEY & LAND RECORDS,
COLLECTORATE, SURVEY (BRANCH),
CIVIL STATION, ERNAKULAM - 682 036.

2. THE SUPERINTENDENT OF SURVEY AND LAND
RECORDS (RE-SURVEY),
MINI CIVIL STATION, TRIPUNITHURA - 682 301.

3. THE SURVEYOR,
OFFICE OF THE SUPERINTENDENT OF SURVEY AND
LAND RECORDS (RE-SURVEY), CIVIL STATION,
ERNAKULAM - 682 036.

4. SMT.K.SATHI,
CC 39/1879 (A), KARUKAPPILLY WARRIAM,
WARRIAM ROAD, ERNAKULAM, KOCHI - 16.

5. K.V.PAULOSE, CONTRACTOR,
S/O.YOYAKKI VARGHESE,
KARUKAPPILLY P.O., PIN: 682 311.

G.P. SHRI.I.V.PRAMOD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S.SIRI JAGAN, J.

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W.P.(C).No.21371 of 2007

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Dated this the 11th day of July, 2007

J U D G M E N T

The petitioner is the owner of certain properties in respect of which he obtained mutation in Revenue records. On the allegation that the 4th respondent has filed a complaint against such mutation, the petitioner has been issued with Ext.P6 notice, directing the petitioner to produce a decree in O.S.No.51/2001 failing which the 1st respondent has informed the petitioner that the mutation would be cancelled. The petitioner submits that the petitioner has already filed objections to the same, but the petitioner apprehends that without considering the objections, the respondents may cancel the mutation.

2. I have heard the learned Government Pleader also.

3. I am of opinion that without passing a speaking order against which the petitioner can file an appeal as provided under the Transfer of Registry Rules, respondents 1 to 3 cannot take further action in the matter. Accordingly, this writ petition is disposed of directing the 1st respondent to pass a speaking order dealing with the contentions of the petitioner, pursuant to Ext.P6. Until after one week of passing orders no further action as contemplated under Ext.P6 shall be taken.

Writ petition is disposed of as above.

Sd/-
sdk+ S.SIRI JAGAN, JUDGE

///True copy///

P.A. to Judge.